

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

MICHIGAN PROTECTION &
ADVOCACY SERVICE, INC.

Case No. 2:11-cv-14503-MOB-MKM

Plaintiff,

Hon. Marianne O. Battani
Hon. Mona K. Mazjoub

v.

OLGA DAZZO, in her official capacity as
Director of the Michigan Department of
Community Health,

Defendant.

MICHIGAN PROTECTION & ADVOCACY
SERVICE, INC.

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MICHIGAN DEPARTMENT OF
ATTORNEY GENERAL
HEALTH, EDUCATION & FAMILY
SERVICES DIVISION
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STIPULATION OF DISMISSAL

Pursuant to FRCP 41(a)(1)(ii), it is hereby STIPULATED:

1. This Stipulation of Dismissal resolves all matters pursuant to the above captioned case.
2. Defendant acknowledges that, in its role as Michigan's designated public advocacy and protection agency, Plaintiff's authority to access records under the Protection and Advocacy for Individuals with Mental Illness Act, 42 U.S.C. § 1805 *et seq.* (PAIMI Act) includes access to peer review records and other otherwise confidential internal records. (Def.'s Resp. ¶ 2, Doc. 13).

3. Defendant acknowledges that access to these confidential records as allowed and required by PAIMI in this case, and as applicable in the future, are necessary for MPAS to fulfill its statutory mandates as the State of Michigan's designated protection and advocacy system. (Def.'s Resp. ¶ 3, Doc. 13).
4. Plaintiff acknowledges that it is in receipt of the remaining records at issue in this case.
5. Defendant shall send a check payable to "Michigan Protection & Advocacy Service, Inc." in the amount of \$350.00 to Plaintiff no later than thirty days after the entry of this Stipulation of Dismissal.
6. This case is dismissed with prejudice.

On January 6, 2012, I consented to the form and content of this Order:

/s/ Nicole E. Shannon

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/s/ with consent of Santiago Rios

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